

APPLICANT(S): Yair Shachar  
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#### REMARKS

The present response is intended to be fully responsive to all points of objection and/or rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application is respectfully requested.

Applicants assert that the present invention is new, non-obvious and useful. Prompt consideration and allowance of the claims is respectfully requested.

#### Status of Claims

Claims 1 through 61 are pending in the application. Claims 1 through 61, directly or indirectly, have been rejected under either 35 U.S.C. § 102 or 35 U.S.C. §103.

**The Examiner Objected to two claims being numbered 51 on page 39 of the application and the claims from 55 to 58, and from 61 to 63. Applicant would like to point out that the substitute specification and claims submitted on August 2<sup>nd</sup> 2004 corrected these typographical errors.**

Claims 51, 52 and 61 have been canceled without prejudice or disclaimer. In making this cancellation without prejudice, Applicants reserve all rights in these claims to file divisional and/or continuation patent applications.

#### Double Patenting Rejections

In the Office Action, the Examiner rejected claims 1 through 61 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 through 24 of U.S. Pat. No. 6,831,675.

Applicant is providing herewith a terminal disclaimer.

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### **Claim Objections**

In the Office Action, the Examiner objected to two claims being numbered 51 on page 39 of the application and the claims from 55 to 58, and from 61 to 63. Applicant would like to point out that the substitute specification and claims submitted on August 2<sup>nd</sup> 2004 corrected these typographical errors.

### **CLAIM REJECTIONS**

#### **35 U.S.C. § 102 Rejections**

In the Office Action, the Examiner rejected independent claims 1, 25, 32, 45, 53 and 61 under 35 U.S.C. § 102(e), as being anticipated by U.S. Pat. No. 6,704,294 to Cruickshank (the "Cruickshank reference"). The Examiner Rejected independent claim 51 under 35 U.S.C. § 102(b) to U.S. Pat. No. 5,689,553 to Ahuji.

Although the Applicant traverses the 102 rejections of claim 51 and 61, these rejections of claims 51 and 61 are moot in light of the fact that claims 51, and its sole dependent claim (i.e. claim 52) and claim 61 have been canceled without prejudice. These claims were not canceled for reasons of patentability, but because at this time the Applicant has decided that claims 51, 52 and 61 are directed to an embodiment of the present invention suited for a separate patent application.

Regarding the Examiner's 102 rejection of independent claims 1, 25, 32, 45 and 53, Applicant respectfully traverse this rejection in view of the fact that each of these claims contains at least one feature or limitation neither taught nor suggested in the Cruickshank reference. More specifically:

Independent claims 1, 25 and 53 each recites in part the limitation of "initiating a data collaboration session for an associated data collaboration terminal, using an audio communication terminal." Contrary to what is claimed in independent claims 1, 25 and 53, the Cruickshank reference teaches initiating the audio and data collaboration terminal in concurrently and in parallel. The Cruickshank reference does not teach using a session of an audio terminal to initiate a session over a data collaboration terminal.

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Therefore, the Cruickshank reference can not anticipate independent claims 1, 25 and 53. Independent claims 1, 25 and 53, and all the dependent claims which depend on them are believed allowable. Applicant respectfully requests that the Examiner withdraw his 102 rejection of independent claims 1, 25 and 53, and all the dependent claims which depend on them.

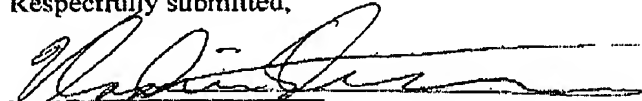
Independent claims 32 and 45 each recite the limitation of using a Short Message Service ("SMS") message sent during an audio session to initiate a data collaboration session. This limitation is neither taught nor suggested in the Cruickshank reference. The Cruickshank reference does not teach using a SMS to initiate a session over a data collaboration terminal.

Therefore, the Cruickshank reference can not anticipate independent claims 32 and 45. Independent claims 32 and 45, and all the dependent claims which depend on them are believed allowable. Applicant respectfully requests that the Examiner withdraw his 102 rejection of independent claims 32 and 45, and all the dependent claims which depend on them.

In view of the foregoing amendments and remarks, the pending claims are deemed to be allowable. Their favorable reconsideration and allowance is respectfully requested.

Should the Examiner have any question or comment as to the form, content or entry of this Amendment, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Respectfully submitted,



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Dated: February 21, 2006